

1925

KENYA

43826

FROM
O.A.G.DENHAM.

DATE
28th September 1925.
TEL
442

FOR CIRCULATION IN
✓ U.S. of S.
✓ U.S. of S.
✓ U.S. of S.
Part U.S. of S.
Secretary of State.

ENGLISH NAVIGATION CO. LOSS OF SS. "SWAHILI"

Agrees to payment of £5,000 in full settlement of claim, if no objection possible. Attorney General still asserts, memo by him follows next mail.

Previous Paper

MINUTES

83119

We were not paid on B3119 that Mr Gabriel would not go lower than £5000, and I think we had better buy up that amount with what grace we may

It is a bad bargain for Kenya, but it has its own name. It is not a good thing to follow up arrangements with a friendly settlement, ^{which} ~~was~~ Sir E. Northey evidently intended at first, by standing on the strict legal

10 OCT 1925
1070 (with copies among)
L. S. H. Gabriel
"Burdwells (copy this)"
"C. H."

Subsequent Paper

Signature

by a position, but if you then
step off the legal position
you must ~~take~~ ^{take} ~~the~~ ^{the} ~~position~~ ^{position}
by all means) etc. some

Presumably ~~to~~ ^{to} have
only of 1/20th, and has been
subject to ~~the~~ ^{the} ~~same~~ ^{same} ~~as~~ ^{as} ~~the~~ ^{the} ~~other~~ ^{other} ~~parts~~ ^{parts} of the
property and be authorized to
sell off ~~the~~ ^{the} ~~land~~ ^{land} ~~in~~ ⁱⁿ ~~the~~ ^{the} ~~same~~ ^{same} ~~manner~~ ^{manner} as
these ~~are~~ ^{are} ~~the~~ ^{the} ~~same~~ ^{same} ~~as~~ ^{as} ~~the~~ ^{the} ~~other~~ ^{other} ~~parts~~ ^{parts} of the
estate. (A. G. has had to
pay over the £5000 purchase money
of the land when the land comes
to be sold that has
been ~~heard~~ ^{heard} ~~from~~ ^{from} ~~the~~ ^{the} ~~OPG~~ ^{OPG}
and that our directors have
been given instructions for the
settlement of the claim on the
terms indicated in his letter of
17 July. We need not say
more to him than that.

The OPG should have copies
of the drafts and be told that
the S. of B. had already satisfied
himself that it would be
unwise to attempt to obtain

BURCHELLS.

C.T.D. BURCHELLS,
A.W. BURCHELLS.

Telephone - VICTORIA 6457.

5. The Sanctuary ⁷¹⁰

Westminster, S.W.

10 October,

19 25.

England

RECEIVED
OFFICE

We have to acknowledge receipt of your letter of
yesterday, No. 48628/25, with its enclosures, and note
that we have the assistance of the Secretary of State for
the Colonies to assist this matter, by the payment of
£5,000.

We will take an early opportunity of carrying out
your instructions.

And are,

Sir,

Your obedient Servants,

Burchells

The Under Secretary of State,

Colonial Office,

Downing Street, SW.1.

W.A. Hutchings
W.A. Hutchings
14/10

14.10.25

W.A. Hutchings

43826
TELEGRAM from the Officer Administering the Government
of Kenya to the Secretary of State for the Colonies.

Dated 28th September

(Received Colonial Office 4.8 p.m. 28th September 1925)

6.442 28th September

Your despatch of 5th August No. 727. After
further consultation with the Executive Council agree
payment of 25000 in full settlement of Swahili claim
your being satisfied that no reduction possible.

(?)

Attorney General dissents and has submitted memorandum
on facts and legal position of the case which follows
by next mail.

Oct 43826/25 Kenya

Office of the
Postmaster
8718/25



9 Oct 1925

Genl

with ref. to the letter from

RAFT.

us Burchells

B
M 32829/25

10 OCT 1925

This Office of the 4th of August,

I am re to transmit to you

copies of further copies regarding

the claim of the English

Navigation and Trading

Company Limited in respect

of the loss of the SS "Savannah".
I am to convey to you the Honors

and to authorize you to settle
arrange a settlement

Abstract 17 July ✓
4 Aug ✓
5 Aug ✓
28 Sept ✓
33119
32829
43826

copy 1 to Gov 1070

with the Company

the amount of
in full settlement

There being

has been authorized to pay

The amt^t at the proper time

Rs

Sgt. W. C. Bottomley

Ref 43826/25 Kenya

113

Mr. Bull Oct 8

Mr. Effies 8/10

Mr. Robertson 8/10

Mr. Strachey

Mr. J. Shuckburgh

Mr. C. Davie

Mr. G. Grindle

Mr. J. Masterton Smith

Mr. Ormsby Gore

Mr. Amery

2nd

~~Classified~~
5/12/25

9 Oct 1925

Per:

In reply to your letter,

DRAFT.

Ch

ca 266 03/25

10 OCT 1925
to Gov 10/10

Ref Kenya 65 of the 11th

of June, I am re to inform

you that Messrs Burchells

have been instructed to

settle the claim of the

English Navigation & Trading

Co Ltd in respect of the loss

of the SS "Saville" by the Pan-

40/10

Ref 438 26/10/1925

Bill 1000

Handwritten scribbles

- Mr. Wacey.
- Mr. Shackburgh.
- Mr. Davis.
- Mr. Grindle.
- Mr. MacArthur Smith.
- Mr. Oensby Gore.
- Mr. Amery.

9 Oct 1925

Sir

DRAFT.

on 23.11.1925

10 OCT 1925

M. Gabriel Esq.,
 The English Navigation
 Trading Co., Ltd.,
 Bevan's Buildings
 (C.C. 4.)

copy to 10/10

I think ref. to the letter from
 this Office of the 4th of Aug.,
 regarding the claim of the
 English Navigation & Trading
 Co. Ltd. in respect of the
 of the ss "Swahili", & am
 to inform you that we have now
 rec'd a reply from the Govt
 of Kenya to the effect that
 has nothing a copy of same.

4-4/6

43836

Oct 1925

Moserton Smith
Care
Amery

DRAFT.

1010
Mr. Jeff.

I have to acknowledge the receipt of
Mr. Deane's
letter of the 28th of
Sept. & to transmit to you the
sent by my direction
acc. copies of letters from
wh. you will see that I have
authorised the settlement
of the claim of the English
Navigation & Trading Co., Ltd.,
in respect of the loss of the S.S.
"Sevahi" by the payment of

Mr. Burchells 9th Oct
Ca. 9th Oct
Mr. Clark 9th Oct
(copy sent) 9th Oct
42826

These funds of the same
kind were
I had
intended myself that it
would be useless to
attempt to obtain a
settlement for less than
that sum.

L.S.

(Signed) L. S. AMESY